App F IX 4

Previous References

194 4 Municipal File No. 109—44
Serial Nos 23, 24

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2 —

Part B for Dec 4th

SUBJECT

Bye-laws re: regulation of dangerous & offensive trades in Wrangaraged Multy

To D.C. Ry Town
" D.P.H.

for Secs & Cats 2/12/4

FT Bylaws

—

11/30/12.

PH 169-44-23

_____ D.D3.C.1717/43-44 dated 27th December 1943 from the Deputy Commissioner, Lyons District, to the Secretary to Govt. of Lyons, Health Department. Bangalore.

In forwarding herewith one copy of each of the marginally noted bye-laws received from the President, Town Municipal Council, Kanjangud, I have the honour to state that the proposed draft bye-laws were duly published in the Lyons Gazette calling for objections therefor.

1. Slaughter House Bye-laws.
2. Water Supply Bye-laws.
3. Taxation Bye-laws.
4. Hotel Bye-laws.
5. Tobacco Licensing Bye-laws.
6. Dangerous and Offensive Trades Bye-laws.
7. Bye-laws regarding Epidemic Diseases.
8. Bye-laws for the disposal of carcasses.

The President reports that no objections have been received in this behalf within the prescribed period.

The Municipal Council, at their meeting held on 30-1-1943 have resolved that sanction of Government may be obtained to these Bye-laws. A copy of the resolution of the Municipal Council in this behalf together with a copy of the notice published and other connected papers are herein enclosed.

I request sanction of Government to the proposed bye-laws may kindly be obtained and the same ordered to be given effect to from 23-11-1943 as desired by the President.

Dangerous & Offensive Trade bye-laws may be referred to the Public Health Engineer for scrutiny

16-2-44

Forwarded for favour of information

Public Health Engineer is requested to offer his comments on the draft bye-laws submitted by the President, Town Municipal Council, Kanjangud

28/2/44

Law Dept.

ES HH-[illegible]

Q o file no 226/43 dt 16-2-44 from the D(P)H furnishing his opinion in the matter.

3) The suggestions of D(P)H are incorporated. The draft as appearing is submitted.

4) The form of notice as to the institution of the bylaws queries.

Draft dtd Legislative Dept) from 19-10-44

5) Cl 4 Instead of leaving the licence fee vague by saying = from 2 to 5 Rs" it is perhaps better if definitely specified in the bye laws, though it may vary for different trades as drafted is otherwise in order

Law Secy). 3-11-44

SEOY LAW DEPT 3639 GOVT OF MYSORE

Borrey Legislative

Necessary corrections as per para 5 supra are made. The draft as appearing is submitted for orders.

Law Secy

SEC 3797

FAIL 3 3 P H Date 11.11.44 No. 3645

Approved

27 nov

G R S App I VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 2nd Dec. 1944

Signed by M. S. R. Rao

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

Section M

File No 109-44

Serial No 24

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read— Letter No D3 C.1717/43-4 dt 27 12 43 from the D.C. Mysore Dist requesting sanction to the draft bye-laws framed by him under S. 48(1)(c)(3)(iii) and S 158 of the Municipal Commissioners Act, 33 for the regulation of Dangerous and Offensive Trades in the City of

~~Order thereon. No~~

2) R O File No 228/43 & 16.2.44 from the D. P. H. forwarding his opinion in the matter

Order No L-5338-9.

The bye laws as appended to this order are approved

2 to the D.C. Mysore Dist & to D P H

List of Inclosures

Copied by

Examined by

WD 04162—GPB—1 0 2—23-10-41

BYE-LAWS RELATING TO DANGEROUS AND ~~OFFENSIVE~~ OFFENSIVE TRADES IN THE TOWN OF NANJANGUD, UNDER SECTION 43 (1) (b) (iii) and SECTION 158 of THE TOWN MUNICIPAL ACT OF 1933

1 These bye-laws are called " The Dangerous and Offensive Trade bye-laws "

2 In these bye-laws unless there is something repugnant in the subject or context -

(a) " Dangerous Trade " means the business or storing for sale -

(1) Fire wood

(2) Hay, straw, or any dried fooder for cattle

(3) Coal, Charcoal

(4) Kerosene oil in godowns

(5) Petroleum in tanks

(6) Kerosene oil in tanks

(7) Petroleum in godowns

(8) Gun Powder, blasting powder, fire works (including Patakees etc ,)

(9) Bamboos, poles, rafters, reapers, scantling and mats

(10) Stone blasting

(11) Calcium carbide in bulk

(12) Cotton

(13) " Offensive trade " means the business of -

(1) Boiling or storing offal, blood, bones or rags

(2) Storing hides, horns and skins

(3) Tanning

(4) Dyeing

(5) Washing or drying of wool or hair

(6) Making or manufacturing of tiles, pottery or other earthernware or lime

(7) Making or manufacturing of bricks

(8) Manufacturing oil by boiling

(9) Camphor boiling

(10) Soap-making

(11) Using any place as cart stand

(12) Using any place as smithy.

(13) Stone quarrying

(c) " Manager " means the person under whose authority or control or for whose benefit a dangerous or offensive trade is

8. In case of dangerous trades.-

(i) Every Manager shall so store his goods as to admit of free ingress and egress for the removal of the goods and for quenching fire

(ii) He shall not cause or suffer any cover made of combustible material to be errected or placed over or adjoining any such goods

(iii) He shall at all times keep the premises clean and dry to the satisfaction of the President or the Chief Officer

(iv) He shall not allow smoking or introduction of fire or open light into the premises mentioned in bye-law 2 (a) and he shall always store sufficient quantity of water and sand to quench fire

(v) He shall carry on the trade in such a way as not to make the premises a source of danger or nuisance to the persons residing in or resorting to the neighbourhood

(vi) He shall comply with any requisition from the President or the Chief Officer contained in a notice, for the total or partial removal from the premises of the aforesaid goods or the removal of any other combustible materials not intended for sale or for rectifying any error or omission in attending to the above provisions

9. In case of offensive trade as defined in bye-law 2 (b)

(i) Every Manager shall confine his trade to be carried on strictly in the place shown in the license

(ii) He shall cause all materials received for the purpose of his trade to be stored when not required for immediate use in such manner as to prevent the emission of noxious or injurious effluvia therefrom

(iii) He shall adopt the best practicable means of rendering all ~~noxious~~ vapours emitted during the process of the trade, innocuous either by proper ventilation or other suitable means or as may be directed by the President or the Chief Officer

(iv) He shall keep the floor of the premises in good order and repair so as to prevent the absorption of any liquid, filth or refuse or any noxious or injurious matter which may fall or be deposited upon

(v) He shall provide the premises with proper drains and shall always keep them in good order.

(vi) He shall cause the premises to be kept clean at the close of every working day.

(vii) He shall not allow any refuse or waste matters not intended for any further process of the trade which are likely to be a source of danger or nuisance to be deposited in or around the premises, but shall have them removed daily to a place approved by the President or Chief Officer especially set apart for the purpose.

(viii) He shall adopt such other precautions as are necessary to minimise danger or nuisance to the public from the use to which such premises are put.

(ix) He shall comply with any requisition from the President or the Chief Officer contained in a notice for rectifying any error or omission in attending to the above provisions and for promoting the health of the persons employed in such trades.

(x) The President shall have the power to suspend or withdraw the license granted for dangerous or offensive trade whenever he deems such a course necessary in the interests of the convenience and safety to public, generally, or of the premises covered by such license or whenever the conditions of the license are infringed in any manner.

(xi) The license to be granted for dangerous and offensive trades shall be in the following form and shall be subject to such conditions as noted therein:-

NANJANGUD TOWN MUNICIPALITY.

License to carry on dangerous and offensive trade.

No . Fee Rs ... ..

Dated . ....

License No. .. .

Granted under the provisions of the bye-laws framed under Section 48 (1) (b) (iii) and section 158 of the Town Municipalities Act of 1933, subject to the undermentioned conditions:-

To

For

At premises No in division for the year ending 30th June 194

PRESIDENT,
Town Municipal Council, Nanjangud

CONDITION

1 The license shall be in force for a period of one year. It shall expire on 30th of June of the year for which it was granted but the currency of licence may be renewed previous to its expiration on payment of a ~~second~~ further fee, provided always that where a renewal is applied for as aforesaid, the period of its currency shall whether the application is eventually granted or refused, be deemed to include the interval during which the application was pending disposal.

2. The license is not transferable.

3 The licensee shall strictly obey all rules and bye-laws of the Municipality framed in this behalf

4. Any breach of such rules or bye-laws will entail the suspension or withdrawal of the license and prosecution of the offender under section 158 (2) of the Town Municipal Act of 1933.

The President shall have power to sanction prosecutions under these bye-laws

(K Viswewara Gowda) 9

PRESIDENT
Town Municipal Council, Nanjangud.

President.